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12 *Attorneys for Defendant MultiPlan, Inc.*

13 **UNITED STATES DISTRICT COURT**

14 **NORTHERN DISTRICT OF CALIFORNIA**

15 LD, DB, BW, RH, and CJ on behalf of
16 themselves and all others similarly situated,

17 Plaintiffs,

18 vs.

19 UNITEDHEALTHCARE INSURANCE
20 COMPANY, a Connecticut Corporation,
21 UNITED BEHAVIORAL HEALTH, a
22 California Corporation and MULTIPLAN,
23 INC., a New York Corporation,

24 Defendants.

25 Case No. 4:20-cv-02254-YGR-JCS

26 Hon. Joseph C. Spero

27 **JOINT STIPULATION AND [PROPOSED]**
28 **ORDER TO EXTEND DEADLINES IN DKT.**
NO. 161

Complaint Filed: April 2, 2020
Third Amended Complaint Filed: Sept. 10, 2021

1 Under Civil Local Rule 6-2 and 7-12, all parties in this case hereby stipulate and agree that
 2 the briefing schedule as to the issues as to MultiPlan only (which are distinct from those involving
 3 the United Defendants) set forth in this Court's order at Dkt. No. 161 relating to the parties' Joint
 4 Discovery Letter (Dkt. No. 159) shall be extended, subject to this Court's approval, based on the
 5 following:

6 **WHEREAS**, on July 31, 2022, the parties filed a Joint Discovery Letter in which Plaintiffs
 7 sought relief for a number of discovery issues (Dkt. No. 159);

8 **WHEREAS**, on August 4, 2022, this Court issued an Order re Joint Discovery Letter (Dkt.
 9 No. 161), in which the Court asked the parties to submit full briefing on a Motion to Compel
 10 according to the following schedule: Plaintiffs shall file a motion to compel no later than August
 11 11, 2022; Defendants (United and MultiPlan) shall file their opposing briefs by August 18, 2022;
 12 and Plaintiffs shall file their reply brief by August 22, 2022;

13 **WHEREAS**, Plaintiffs timely filed their motion to compel on August 11, 2022;

14 **WHEREAS**, Defendant MultiPlan, Inc. ("MultiPlan") was in the process of preparing its
 15 opposing brief to be filed in accordance with the Court's Order, when counsel's primary client
 16 contact at MultiPlan, Marjorie Wilde, unexpectedly suffered a death in her immediate family last
 17 week, and further, is unavailable this week due to other family matters;

18 **WHEREAS**, due to the unexpected circumstance of Ms. Wilde's death in the family and
 19 the other matters occupying her time this week, MultiPlan will be unable to submit her signed
 20 declaration in support of its opposing brief on the date set by this Court;

21 **WHEREAS**, given this unexpected development, MultiPlan requires additional time to
 22 submit Ms. Wilde's signed declaration in support of its opposing brief;

23 **WHEREAS**, given this scheduling constraint, MultiPlan requests one additional week to
 24 file its opposing brief with the necessary supporting declaration in order to ensure that the Court
 25 has sufficient information with which to consider the issues relating to MultiPlan's claims of
 26 privilege and/or work product immunity;

27 **WHEREAS**, Plaintiffs do not oppose MultiPlan's request for a brief extension to the
 28 briefing schedule;

1 **WHEREAS**, this will not otherwise affect the briefing schedule in this Court's Order at
2 Dkt. 161 as it relates to the issues or deadlines involving the United Defendants;

3 **WHEREAS**, nothing in this Joint Stipulation alters any other rights, and the parties
4 expressly reserve the right to seek further relief from the Court as necessary;

5 **NOW, THEREFORE**, subject to the approval of the Court, and for good cause shown,
6 the parties hereby stipulate and agree that the deadline set forth in this Court's order at Dkt. No.
7 161 for the MultiPlan to file its opposing brief to Plaintiffs' motion to compel is extended by
8 seven (7) days to August 25, 2022, and that Plaintiffs' deadline to file its reply brief as to
9 MultiPlan only is extended by eleven days (11) days to September 2, 2022.

10 A proposed order is submitted concurrently.

11
12 **IT IS SO STIPULATED.**

13
14 Dated: August 17, 2022

15 Respectfully submitted,

16 s/ David Dworsky
17 Moe Keshavarzi
18 David E. Dworsky
19 Sheppard, Mullin, Richter & Hampton LLP
20 and
21 Errol J. King, Jr. (*Pro hac vice*)
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28 Attorneys for Defendant MultiPlan, Inc.

1 Dated: August 17, 2022

2 Respectfully submitted,

3 s/ Matthew Lavin
4 Matthew M. Lavin
5 Arnall Golden Gregory LLP

6 Attorneys for Plaintiffs

[PROPOSED] ORDER

Having considered the parties' Joint Stipulation and [Proposed] Order to Extend Deadlines in Dkt. No. 161, the Court HEREBY ORDERS as follows:

4 The deadline set forth in this Court's Order at Dkt. No. 161 for the MultiPlan to file its
5 opposing briefs to Plaintiffs' motion to compel is extended by seven (7) days to August 25, 2022,
6 and Plaintiffs' deadline to file its reply briefs as to MultiPlan only is extended by eleven (11) days
7 to September 2, 2022.

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

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Dated: August , 2022

The Hon. Joseph C. Spero
UNITED STATES MAGISTRATE JUDGE

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1 **ATTESTATION PURSUANT TO LOCAL RULE 5-1**

2 I, David Dworsky, am the ECF user whose identification and password are being used to
3 file this document. Pursuant to Civil Local Rule 5-1(h)(3), I hereby attest that concurrence in the
4 filing of this document has been obtained from the other signatories hereto.

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Dated: August 17, 2022

/s/ David Dworsky

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David Dworsky

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